

### REMARKS

#### **Interview summary**

The applicants thank Examiner Chin for the courtesy of the telephone interview conducted with Sean Dean on May 20, 2010 to discuss the annotation of amended claims in reissue application. It was agreed that the claims should be annotated showing amendments relative to the issued patent.

#### **Reply**

The Notice of Non-Compliant Amendment dated April 21, 2010 stated

Claim 1 has not been amended properly with appropriate bracketing showing subject matter being deleted from the previous claims listing dated 01 May 2009. Specifically, in claim 1, last two lines, it appears the recitation "and any other rotatable tooth cleaning element on the toothbrush head" has been deleted but should be in bracketing. (page 1, emphasis added).

The applicants note that MPEP 1453 Amendments to Reissue Applications [R-7] - 1400 Correction of Patents specifies that "All amendment changes must be made relative to the patent to be reissued" (emphasis added). Accordingly, the applicants submit that claim 1 was correctly annotated and request that the Notice of Non-Compliant Amendment be withdrawn.

Please apply any charges or credits to deposit account 06-1050, referencing attorney docket number 00216-0638001.

Respectfully submitted,

Date:

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